(12)

HIGH COURT OF CHHATTISGARH AT BILASPUR

DIVISION BENCH

CORAM: **HON'BLE SHRI JAGDISH BHALLA, Ag. CJ. &**
HON'BLE SHRI SATISH K. AGNIHOTRI, J.

M.C.C. No. 227 of 2007

Applicant : Namdas Tandon, S/o Dhan Singh, aged about 54 years, resident of village Tilai PO Padumtara Distt.Rajnandgaon (CG)

Versus

Non-applicants

1. HL Prajapati, Secretary, Department of Agriculture, Dau Kalyan Singh Bhawan, Raipur (CG)
2. RK Singh, Director Deptt.of Agriculture, Raipur (CG)
3. Gautam, Joint Director Agriculture, Deptt of Agriculture, Raipur Division, Raipur (CG)
4. SP Beera, Deputy Director, Deptt of Agriculture, Rajnandgaon (Chhattisgarh)
5. BMS Tomar, Secretary, Deptt of Agriculture, State of Madhya Pradesh.

Application for restoration of contempt case No.55/2007

Present : Shri LN Agrawal, counsel for the applicant.

ORAL ORDER

(Passed on 31st July, 2007)

The following oral order of the Court was passed by **Hon'ble Jagdish Bhalla, Ag. C.J.**

This is an application for restoration of contempt case No.55/2007.

Learned counsel appearing for the petitioner informed us that he was busy at Korba and the counsel at Bilaspur in the matter were busy in other Benches, therefore, the matter was dismissed in default. If there are four counsel and none of them takes any pain to appear before the Chief Court, it is unfortunate state of affairs. Secondly, there can not be any excuse or ground for getting a case adjourned in the superior Court on the ground that learned counsel was busy in the trial Court. Lastly, there is a delay of 89 days in filing this MCC. Since the matter relates to contempt and the law is clear on the same, even if the matter is dismissed in default, we would not like to show any interference.

Accordingly, IA No.1 and MCC No.227/2007 stand rejected.

Sd/-

Ag Chief Justice

Sd/-
Satish K.Agnihotri
Judge

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